

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

Jean Ritter,	)	
Dennis Webster,	)	
Robert Jastrzab,	)	
Randy Feldman,	)	
Susan Sheuerman,	)	
Chris Moen,	)	
Paul F. Banta,	)	
and	)	
James Herrick,	)	
	)	
Petitioners,	)	Misc. Case No. 02-127
	)	
v.	)	
	)	
United States Department of Justice,	)	
	)	
Respondent.	)	

**ORDER**

Upon consideration of the motion of Petitioners for permission to file under seal their Supplemental Response to United States' Petition to Enforce the Civil Investigative Demands and Incorporated Reply to Opposition to Petition to Set Aside Civil Investigative Demands ("Sealed Supplemental Response"), it is hereby

ORDERED, that Petitioners' Motion for permission to file the Sealed Supplemental Response is GRANTED.

Entered this \_\_\_\_ day of June, 2002.

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Honorable Stewart Dalzell  
United States District Judge

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Petitioners,	)	Misc. Case No. 02-127
	)	
v.	)	
	)	
United States Department of Justice,	)	
	)	
Respondent.	)	

**PETITIONERS' MOTION TO FILE PLEADING UNDER SEAL**

Petitioners respectfully request that the Court permit them to file Under Seal the accompanying Supplemental Response to United States' Petition to Enforce Civil Investigative Demands and Incorporated Reply To Opposition To Petition To Set Aside Civil Investigative Demands ("Supplemental Response"), and in support thereof, state as follows:

1. Petitioners are compelled to address an incorrect statement made by the United States Attorney regarding an alleged diversion of rebates to Rite-Aid Corporation ("Rite-Aid"), the former owner to PCS Health Systems, Inc. ("PCS"). *See Memorandum of Law in Support of United States' Petition to Enforce the Civil Investigative Demands and Opposition to Petition to Set Aside CIDs ("Enforcement Petition")* at pp. 20-21.

2. Petitioners' response to this aspect of the Enforcement Petition involves the limited disclosure of information that the government has previously advised is confidential. *See* Supplemental Response at p.1.

3. Consequently, Petitioners, out of an abundance of caution, respectfully request that the Court permit them to file the accompanying Supplemental Response Under Seal. A proposed order is attached for the Court's convenience.

WHEREFORE, Petitioners respectfully request that the Court enter an order granting their motion to file the Supplemental Response Under Seal.

Respectfully submitted,

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Attorneys for Petitioners

Date: June 17, 2002

**Certificate of Service**

I hereby certify that I caused a true copy of the foregoing Petitioners' Motion to File Pleading Under Seal to be served via hand-delivery this 17<sup>th</sup> day of June, 2002 on the following:

James G. Sheehan  
Chief, Civil Division, United States Attorney  
Barbara Rowland  
Assistant United States Attorney  
United States Attorney's Office for the Eastern District of Pennsylvania  
615 Chestnut Street, Suite 1250  
Philadelphia, PA 19106

and via registered or certified mail, costs prepaid, this 17th day of June, 2002 on the following:

John Ashcroft  
United States Attorney General  
United States Department of Justice  
950 Pennsylvania Avenue, N.W.  
Washington DC 20530-0001

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Wayne C. Stansfield